

Decision No. 14056

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the matter of application SOUTHERN)
PACIFIC COMPANY for an order authoriz-)
ing the construction at grade of a spur)
track across Harrison Street and across) Application No. 10450.
the tracks of the Market Street Railway)
Company in Harrison Street, in the City)
and County of San Francisco, State of)
California.)

BY THE COMMISSION:

ORIGINAL

ORDER

Southern Pacific Company, a corporation, filed the above-entitled application with this Commission on the 3rd day of September, 1924, asking for authority to construct a spur track at grade across Harrison Street, in the City and County of San Francisco, State of California, and at grade across the double track street car line of Market Street Railway Company, as hereinafter set forth. The necessary franchise or permit (Ordinance 6302 N.S.) has been granted by the Board of Supervisors of said City and County for the construction of said crossing at grade, Market Street Railway Company has signified by letter that it will not object to the construction of said crossing over its tracks, and it appears to this Commission that the present proceeding is not one in which a public hearing is necessary; that it is neither reasonable nor practicable at this time to provide a separated grade crossing at the point mentioned in this application, or to avoid a grade crossing with said Harrison Street and said tracks of Market Street Railway Company and that this application should be granted subject to the conditions hereinafter specified.

THEREFORE, IT IS HEREBY ORDERED, that permission and authority be and it is hereby granted to Southern Pacific Company to construct a spur track at grade across Harrison Street, in the City and County of San Francisco, State of California, as follows:

Beginning in the existing track on City property opposite the southerly termination of Twelfth Street, thence northerly on a curve to the right intersecting the southerly line of Harrison Street approximately 8.5 feet westerly from the easterly line of said property, being approximately 194.5 feet westerly from Eleventh Street, thence on a tangent northerly and a curve to the left across Harrison Street to a point on the northerly line of Harrison Street 8.5 feet easterly from the easterly line of Twelfth Street.

All of the above as shown by the map (Coast Division Drawing 14441) attached to the application; said crossing to be constructed subject to the following conditions, viz:-

(1) The entire expense of constructing the crossing, together with the cost of its maintenance thereafter in good and first-class condition for the safe and convenient use of the public, shall be borne by applicant.

(2) Said crossing shall be constructed of a width and type of construction to conform to that portion of said street now graded, with the top of rails flush with the pavement, and with grades of approach not exceeding One (1) per cent; shall be protected by a suitable crossing sign, and shall in every way be made safe for the passage thereover of vehicles and other road traffic.

(3) Applicant shall, within thirty (30) days thereafter, notify this Commission, in writing, of the completion of the installation of said crossing.

(4) If said crossing shall not have been installed within one year from the date of this order, the authorization herein granted shall then lapse and become void, unless further time is granted by subsequent order.

IT IS FURTHER ORDERED that permission and authority be and it is granted Southern Pacific Company to construct a spur track at grade across the double track street car line of Market Street Railway Company on Harrison Street near Twelfth Street, in the City and County of San Francisco, State of California, as shown by the Map, (Coast Division Drawing 14441) attached to the application, said crossing to be constructed subject to the following conditions, viz:

(1) The entire expense of constructing the crossing, together with the cost of its maintenance thereafter in a good and first-class condition shall be borne by applicant.

(2) All trains, motors, engines or cars of applicant shall stop before going upon or over said crossing and shall not proceed thereover until it has been ascertained that it is safe to do so.

(3) All trains, motors, engines or cars of Market Street Railway Company shall stop before going upon or over said crossing and shall not proceed thereover until it has been ascertained that it is safe to do so.

(4) Applicant shall within ninety (90) days of the date of this order file with the Commission duly executed copy or copies of agreement or agreements with said Market Street Railway Company covering the terms of installation and maintenance of said crossing and operation thereover.

(5) If said crossing shall not have been installed within one year from the date of this order the authorization herein granted shall lapse and become void unless further time is granted by subsequent order.

IT IS HEREBY FURTHER ORDERED that the Commission reserves the right to make such further orders relative to the location, construction, operation, maintenance and protection of said crossing as to it may seem right and proper and to revoke its permission

